

U.S. District Court
DISTRICT OF ARIZONA (Phoenix Division)
CIVIL DOCKET FOR CASE #: 2:18-cv-04821-DWL

American Civil Liberties Union of Arizona v. U.S. Immigration
and Customs Enforcement et al
Assigned to: Judge Dominic W Lanza
Cause: 05:552 Freedom of Information Act

Date Filed: 12/19/2018
Jury Demand: None
Nature of Suit: 895 Other Statutes:
Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**American Civil Liberties Union of
Arizona**

represented by **Brandon R Nagy**
Stinson LLP – Phoenix, AZ
1850 N Central Ave., Ste. 2100
Phoenix, AZ 85004-4584
602-212-8537
Fax: 602-586-5244
Email: brandon.nagy@stinson.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

David Craig Onuschak , II
Stinson LLP – Phoenix, AZ
1850 N Central Ave., Ste. 2100
Phoenix, AZ 85004-4584
602-212-8507
Email: david.onuschak@dlapiper.com
TERMINATED: 06/24/2019
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Javier Torres
Stinson LLP – Phoenix, AZ
1850 N Central Ave., Ste. 2100
Phoenix, AZ 85004-4584
602-212-8504
Fax: 602-586-5270
Email: javier.torres@stinson.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kathleen E Brody
ACLU – Phoenix, AZ
P.O. Box 17148
Phoenix, AZ 85011
602-650-1854
Fax: 602-650-1376
Email: kbrody@acluaz.org
TERMINATED: 07/15/2019
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Lawrence J Wulkan
Stinson LLP – Phoenix, AZ
1850 N Central Ave., Ste. 2100
Phoenix, AZ 85004-4584
602-212-8511
Fax: 602-240-6925
Email: Larry.Wulkan@stinson.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William Bradford Peard
ACLU – Phoenix, AZ
P.O. Box 17148
Phoenix, AZ 85011
520–256–5387
Email: bpeard@acluaz.org
TERMINATED: 05/21/2019
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Martin Lieberman
ACLU – Phoenix, AZ
P.O. Box 17148
Phoenix, AZ 85011
602–773–6011
Email: mieberman@acluaz.org
ATTORNEY TO BE NOTICED

Molly Patricia Brizgys
ACLU – Phoenix, AZ
P.O. Box 17148
Phoenix, AZ 85011
602–650–1854
Fax: 602–650–1376
Email: mbrizgys@acluaz.org
ATTORNEY TO BE NOTICED

V.

Defendant

U.S. Immigration and Customs Enforcement

represented by **Kristina Louise Morrison**
US Attorneys Office – Phoenix, AZ
2 Renaissance Square
40 N Central Ave., Ste. 1800
Phoenix, AZ 85004–4408
602–514–7500
Fax: 602–514–7760
Email: Kristina.Morrison@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Peter Michael Lantka
US Attorneys Office – Phoenix, AZ
2 Renaissance Square
40 N Central Ave., Ste. 1800
Phoenix, AZ 85004–4408
602–514–7739
Fax: 602–514–7760
Email: peter.lantka@usdoj.gov
TERMINATED: 01/31/2019
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Department of Homeland Security

represented by **Kristina Louise Morrison**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Peter Michael Lantka
(See above for address)
TERMINATED: 01/31/2019
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
12/19/2018	<u>1</u>	COMPLAINT. Filing fee received: \$ 400.00, receipt number 0970-16332040 filed by American Civil Liberties Union of Arizona. (Wulkan, Lawrence) (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Exhibit A)(BAR) (Entered: 12/20/2018)
12/19/2018	<u>2</u>	Corporate Disclosure Statement by American Civil Liberties Union of Arizona. (Wulkan, Lawrence)(BAR) Modified on 12/20/2018 (BAR). (Entered: 12/20/2018)
12/19/2018	<u>3</u>	Filing fee paid, receipt number 0970-16332040. This case has been assigned to the Honorable Dominic W Lanza. All future pleadings or documents should bear the correct case number: CV 18-04821-PHX-DWL. Notice of Availability of Magistrate Judge to Exercise Jurisdiction form attached. (BAR) (Entered: 12/20/2018)
12/20/2018	<u>4</u>	NOTICE TO THE PARTIES – The Court is participating in the Mandatory Initial Discovery Pilot (MIDP) and this case is subject to that pilot. The key features and deadlines are set forth in the attached Notice which includes General Order 17-08. Also attached is a checklist for use by the parties. All parties must respond to the mandatory initial discovery requests set forth in the General Order before initiating any further discovery in this case. Please note: The discovery obligations in the General Order supersede the disclosures required by Rule 26(a)(1). Any party seeking affirmative relief must serve a copy of the attached documents (Notice to Parties, including General Order 17-08 and MIDP Checklist) on each new party when the Complaint, Counterclaim, Crossclaim, or Third-Party Complaint is served. (BAR) (Entered: 12/20/2018)
12/21/2018	<u>5</u>	SCHEDULING ORDER: IT IS ORDERED that Defendant(s) shall serve an answer or otherwise plead within thirty (30) days after service, unless the Court otherwise directs for good cause shown. IT IS FURTHER ORDERED that the deadline for filing dispositive motions is four (4) months from the date the case is at issue [see attached Order for details]. Signed by Judge Dominic W Lanza on 12/21/18. (MAW) (Entered: 12/21/2018)
01/16/2019	<u>6</u>	SUMMONS Submitted by American Civil Liberties Union of Arizona. (Wulkan, Lawrence) (Entered: 01/16/2019)
01/17/2019	<u>7</u>	Summons Issued as to Department of Homeland Security. (BAS). *** IMPORTANT: When printing the summons, select "Document and stamps" or "Document and comments" for the seal to appear on the document. (Entered: 01/17/2019)
01/24/2019	<u>8</u>	MOTION to Stay <i>Due to Federal Government Shutdown</i> by Department of Homeland Security, U.S. Immigration and Customs Enforcement. (Attachments: # <u>1</u> Text of Proposed Order)(Lantka, Peter) (Entered: 01/24/2019)
01/31/2019	<u>9</u>	NOTICE OF ATTORNEY SUBSTITUTION: Kristina L. Morrison appearing for Department of Homeland Security, U.S. Immigration and Customs Enforcement. Attorney Peter Michael Lantka terminated. . (Morrison, Kristina) (Entered: 01/31/2019)
01/31/2019	<u>10</u>	NOTICE re: Resumed Government Activity by Department of Homeland Security, U.S. Immigration and Customs Enforcement re: <u>8</u> MOTION to Stay <i>Due to Federal Government Shutdown</i> . (Morrison, Kristina) (Entered: 01/31/2019)
02/01/2019	<u>11</u>	ORDER: Having reviewed the government's "Notice of Resumed Government Activity" (Doc. <u>10</u>), IT IS ORDERED denying the government's previously-filed "Motion for Stay of Case Due to Federal Government Shutdown" (Doc. <u>8</u>) as moot. As discussed in the notice, the parties may, after meeting and conferring, submit a new proposed schedule. Until such a schedule is submitted and approved, however, the deadlines in the current scheduling order (Doc. <u>5</u>) remain valid. Ordered by Judge Dominic W Lanza on 2/1/19. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (MAW) (Entered: 02/01/2019)
02/22/2019	<u>12</u>	ANSWER to <u>1</u> Complaint by Department of Homeland Security, U.S. Immigration and Customs Enforcement.(Morrison, Kristina) (Entered: 02/22/2019)

03/25/2019	<u>13</u>	NOTICE of Service of Responses to Mandatory Initial Discovery (MIDP) filed by Plaintiff American Civil Liberties Union of Arizona. (Wulkan, Lawrence) (Entered: 03/25/2019)
05/21/2019	<u>14</u>	NOTICE of Attorney Withdrawal <i>William B. Peard</i> filed by Kathleen E Brody. (Brody, Kathleen) (Entered: 05/21/2019)
06/17/2019	<u>15</u>	STATUS REPORT (<i>Joint</i>) by Department of Homeland Security, U.S. Immigration and Customs Enforcement. (Morrison, Kristina) (Entered: 06/17/2019)
06/20/2019	<u>16</u>	ORDER: The Court construes the parties' request --- buried in their joint status report (Doc. <u>15</u>) --- as a motion to continue and grants the motion. Accordingly, IT IS ORDERED that a status conference shall be held on August 30, 2019 at 11:00 a.m. in Courtroom 601. Ordered by Judge Dominic W Lanza on 6/20/19. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (MAW) (Entered: 06/20/2019)
06/24/2019	<u>17</u>	NOTICE OF ATTORNEY'S CHANGE OF ADDRESS/FIRM NAME by Lawrence J Wulkan. (Wulkan, Lawrence) (Entered: 06/24/2019)
06/24/2019	<u>18</u>	NOTICE of Attorney Withdrawal <i>David C. Onuschak</i> filed by Lawrence J Wulkan. (Wulkan, Lawrence) (Entered: 06/24/2019)
07/15/2019	<u>19</u>	NOTICE of Appearance by Martin Lieberman on behalf of American Civil Liberties Union of Arizona. (Lieberman, Martin) (Entered: 07/15/2019)
07/15/2019	<u>20</u>	NOTICE of Attorney Withdrawal <i>Kathleen E. Brody</i> filed by Martin Lieberman. (Lieberman, Martin) (Entered: 07/15/2019)
08/21/2019	<u>21</u>	STATUS REPORT (<i>Joint</i>) by Department of Homeland Security, U.S. Immigration and Customs Enforcement. (Morrison, Kristina) (Entered: 08/21/2019)
08/30/2019	<u>22</u>	MINUTE ENTRY for proceedings held before Judge Dominic W Lanza: Status Conference held on 8/30/2019. The Court has reviewed the parties' Joint Status Reports (Docs. <u>15</u> and <u>21</u>). Plaintiff's counsel advises the Court that there has been a request for six broad category of documents, and Defendants have made five productions at this point. Counsel are still consulting in order to possibly narrow the scope of categories for production. Counsel request that another status conference be set in 60 days. Discussion held. The Court will schedule another status conference in this matter. LATER: IT IS ORDERED setting Status Conference on October 28, 2019, at 10:45 a.m. APPEARANCES: Lawrence Wulkan for Plaintiff. Kristina Morrison for Defendants. (Court Reporter Candy Potter) Hearing held 11:02 AM to 11:09 AM. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (MAW) (Entered: 08/30/2019)
10/24/2019	<u>23</u>	First MOTION to Continue Status Conference set for October 28, 2019 by Department of Homeland Security, U.S. Immigration and Customs Enforcement. (Attachments: # <u>1</u> Text of Proposed Order)(Morrison, Kristina) (Entered: 10/24/2019)
10/24/2019	<u>24</u>	ORDER: IT IS ORDERED that the parties' motion to continue (Doc. <u>23</u>) is granted. The October 28, 2019 status conference is reset to March 2, 2020 at 11:00 a.m. Ordered by Judge Dominic W Lanza on 10/24/19. This is a TEXT ENTRY ONLY. There is no PDF document associated with this entry. (MAW) (Entered: 10/24/2019)
12/04/2019	<u>25</u>	NOTICE of Appearance by Molly Patricia Brizgys on behalf of American Civil Liberties Union of Arizona. (Brizgys, Molly) (Entered: 12/04/2019)
12/04/2019	<u>26</u>	NOTICE of Attorney Withdrawal <i>Marty Lieberman</i> filed by Molly Patricia Brizgys. (Brizgys, Molly) (Entered: 12/04/2019)